Docket No. 35.G1994 Date: June 6, 2001



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND PETITION FOR EXTENSION OF TIME

RECEIVED

JUN 1 1 2001

Technology Center 2600

In re Application of: TAKU YAMAGAMI

Application No.: 08/892,092

For: RECORDING DEVICE, RECORDING METHOD, ELECTRONIC DEVICE METHOD OF CONTROLLING ELECTRONIC DEVICE, COMPUTER READABLE MEDIA, AND REPRODUCING DEVICE

Filed: July 14, 1997

Group Art Unit: 2712

Commissioner for Patents
Box AF
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated December 6, 2000, of the Primary Examiner finally rejecting Claims 13-15 and 17-44.

The items checked below are appropriate.

1. \boxed{X} Applicants hereby petition under 37 C.F.R. §1.136(a) for a three month extension of time to respond to the final rejection. The \$890.00 extension fee under 37 C.F.R. §1.17 is submitted herewith.
2. A Petition for an additional month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. §1.17, was filed on

06/07/2001 CNGUYEN 00000035 08892092

01 FC:119

310.00 OP

- 3. X Fee \$310.00

 Fee \$155.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)

 X Enclosed

 Not required (fee paid in prior appeal)

 Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)
- 4. X Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
- 5. X Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Attorney for Applicant

Christopher Philip Wrist Registration No. 32,078

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

CPW\cmv